

<b>REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: <b>MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450</b>  (Revised 04/2005)	Application Number 10/749,652 Filing Date December 31, 2003 First Named Inventor: Andreas Myka, et al. Art Unit: 2168 Examiner Name: Jay A. Morrison Confirmation No.: 9395 Attorney Docket No. 042933/269511
---	---

This is a request for **Continued Examination (RCE)** under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114** Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on
    - ii.  Other
  - b.  Enclosed
    - i.  Amendment/Reply
    - ii.  Affidavits(s)/Declarations(s)
    - iii.  Information Disclosure Statement (IDS); 0 copies of cites listed on PTO Form 1449
    - iv.  Other
2. **Miscellaneous**
  - a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
  - b.  Other

In re: Andreas Myka, et al.

Appl. No.: 10/749,652

Filed: December 31, 2003

Page 2

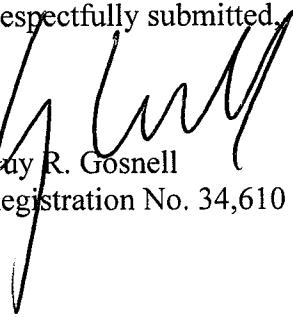
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the RCE fee and charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.

- i.  RCE fee required under 37 C.F.R. § 1.17(e)  
(\$810.00 large entity; \$405.00 small entity)
- ii.  Extension of Time Fee (37 C.F.R. §§ 1.136 and 1.17)
- iii.  Other

b.  Check in the amount of \$\_\_\_\_ enclosed

Respectfully submitted,

  
Guy R. Gosnell  
Registration No. 34,610

**Customer No. 00826**

**ALSTON & BIRD LLP**

Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

Tel Charlotte Office (704) 444-1000

Fax Charlotte Office (704) 444-1111

**ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE  
UNITED STATES PATENT & TRADEMARK OFFICE ON September 25, 2009 by Gwen Frickhoeffer.**

LEGAL02/31528167v1